

COUNCILMAN \_\_\_\_\_ MOVED THE ADOPTION  
OF THE FOLLOWING LOCAL LAW NO. 6 OF THE YEAR 2017,  
SECONDED BY COUNCILMAN \_\_\_\_\_, TO WIT

A Local Law known as Local Law No. 6 of the Year 2017 entitled "Local Law to  
Override the Tax Limit as Established in General Municipal Law § 3-C ".

Be in enacted by the Town Board of the Town of Newstead as follows:

#### **SECTION 1. TITLE**

This Law shall be known as Local Law No. 6 of the Year 2017 entitled "Local Law to  
Override the Tax Limit as Established in General Municipal Law § 3-C ".

#### **SECTION 2. PURPOSE**

The purpose of this local law to override the limit on the amount of real property taxes  
that may be levied by the Town of Newstead, County of Erie pursuant to General Municipal Law  
§ 3-c, and to allow the Town of Newstead, County of Erie to adopt a town budget for (a) town  
purposes (b) fire protection districts and (c) any other special or improvement district governed  
by the town board for the fiscal year 2018 that requires a real property tax levy in excess of the  
"tax levy limit" as defined by General Municipal Law § 3-c.

#### **SECTION 3. AUTHORITY**

This local law is adopted pursuant to subdivision 5 of the General Municipal Law § 3-c,  
which expressly authorizes the town board to override the tax levy limit by the adoption of a  
local law approved by vote sixty percent (60%) of the town board.

#### **SECTION 4. TAX LEVY LIMIT OVERRIDE**

The Town Board of the Town of Newstead, County of Erie is hereby authorized to adopt  
a budget for the fiscal year 2018 that requires real property tax levy in excess of the limit  
specified in General Municipal Law, § 3-c.

#### **SECTION 5. SEVERABILITY**

If any section, subsection phrase, sentence or other portion of this local law is for any  
reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall  
be deemed a separate, distinct, and independent provision and such holding shall not affect the  
validity of the remaining portions hereof.

#### **SECTION 6. EFFECTIVE DATE**

This local law shall take effect immediately upon filing with the Secretary of State.

THE FOLLOWING RESOLUTION WAS OFFERED BY  
COUNCILMAN \_\_\_\_\_, WHO MOVED ITS ADOPTION,  
SECONDED BY COUNCILMAN \_\_\_\_\_

WHEREAS, for the purposes of this resolution, the term 'mutual aid' shall mean the organized, cooperative, reciprocal assistance in which personnel are utilized to support the emergency operations of the community in need; and

WHEREAS, across Erie County there have been numerous events where a local government, in dealing with the ramifications of a serious event, requests mutual aid from neighboring municipalities, and their disaster/emergency managers, in responding to the event; and

WHEREAS, local governments often informally agree to provide mutual aid to the requesting municipality, a practice that has been in existence and has operated effectively for many years; and

WHEREAS, the Town Board thinks it is in the interest of the Town to formalizes the informal policy of providing mutual aid to other municipalities in Erie County; and

WHEREAS, the Town's disaster coordinator, emergency services coordinator, emergency manager, and office staff elect to participate in the Local Emergency Management Mutual Aid Assistance Memorandum of Understanding ("MOU") and will comply with the provisions of this agreement; and

WHEREAS, any participating municipality may withdraw from the agreement by providing a letter from their governing body outlining their withdrawal from the agreement and such withdrawal shall be effective thirty days after receipt of such document by all parties listed; and

WHEREAS it is responsibility of the Town of Newstead to maintain their regular compensation and insurance coverages as if the Town staff was performing these same tasks in the Town of Newstead; and

WHEREAS the Town of Newstead shall provide the agencies listed in the MOU with a listing of their approved staff with updated contact information and all staff are required to meet the minimum requirement of ICS level training.

NOW, THEREFORE, be it resolved by the Town Board as follows:

1. The Town Board authorizes the Town Supervisor and the Town's disaster coordinator to execute the MOU on behalf of the Town.
2. This Resolutions shall take effect immediately.

THE FOLLOWING RESOLUTION WAS OFFERED BY  
COUNCILMAN \_\_\_\_\_, WHO MOVED ITS ADOPTION,  
SECONDED BY COUNCILMAN \_\_\_\_\_

Public Hearing Notice

Notice is hereby given that the Tentative Budget of the Town of Newstead for the fiscal year beginning January 1, 2018 has been completed and filed in the Office of the Town Clerk at the Newstead Town Hall, 5 Clarence Center Rd, Akron, New York where it is available for inspection by any interested persons between the hours of 8:00 am and 4:30 pm.

Further notice is hereby given that the Town Board of the Town of Newstead will meet and review said Tentative Budget and hold a Public Hearing thereon, at the Newstead Town Hall, 5 Clarence Center Rd, Akron, NY at 7:45 pm on the 23rd day of October, 2017 and that at such hearing any person may be heard in favor of or against the Preliminary Budget as compiled, or for or against any item or items therein contained.

The meeting room is handicapped accessible. Those needing special arrangements should call the Town Clerk at 542-4573 no later than October 18, 2017.

Pursuant to Section 108 of the Town Law, the proposed salaries of the following elected Town Officials are hereby specified as follows:

Supervisor	\$36,131
Councilman (4) @ \$10,880 each	\$43,520
Town Justice (\$21,905 each)	\$43,810
Town Clerk	\$49,492
Town Clerk- Registrar	\$1,000
Akron Central School Tax Collector	\$4,000
Clarence Central School Tax Collector	\$4,000
Superintendent of Highways	\$61,983
Superintendent of Highways (Refuse and Garbage)	\$337
Superintendent of Highways (Cemeteries)	\$887
Superintendent of Highways (Drainage)	\$2,632
Superintendent of Highways (Parks)	\$1,501
Superintendent of Highways (Refuse/Garbage District)	\$729

Dated: September 25, 2017

By Order of the Newstead Town Board  
Dawn D. Izydorzak, Town Clerk

THE FOLLOWING RESOLUTION WAS OFFERED BY  
COUNCILMAN \_\_\_\_\_, WHO MOVED ITS ADOPTION,  
SECONDED BY COUNCILMAN \_\_\_\_\_

WHEREAS, the Town Board believes it is in the best interested of the Town to create more storage space in the Town Park on Skyline Drive; and

WHEREAS the Town Highway Department has indicated that they are able to pour a concrete slab for a potential storage building in the park; and

WHEREAS the cost of materials for this project shall not exceed \$ 5,000.

NOW, THEREFORE, be it resolved by the Town Board as follows:

1. The Town Board does hereby authorize and direct the Town Highway Department to pour a concrete slab for a potential storage building in the Town Park on Skyline Drive
2. This Resolution shall take effect immediately.

The above resolution was duly put to a roll call vote at a regular meeting of the Town Board held on September 25, 2017, the results of which were as follows:

Councilman Dugan	_____
Councilman Burke	_____
Councilman Jendrowski	_____
Councilwoman Morlacci	_____
Supervisor Cummings	_____